



EDMUND G. BROWN JR.  
GOVERNOR

MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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**State Water Resources Control Board**  
Division of Drinking Water

November 9, 2016  
Certified Mail/Return  
7012 3460 0003 1112 7581

Olivarez Honey Bees  
6398 County Rd. 20  
Orland, CA 95963

Attention: Ryan Olivarez, Owner

**RE: Olivarez Honey Bees, Public Water System No. 1105005 – Citation No. 21-16C-025 for Exceedance of the Bacteriological Maximum Contaminant Level in October 2016.**

Enclosed is a citation issued to the Olivarez Honey Bees (Water System). The citation is being issued because the Water System failed to achieve the State Total Coliform Rule (TCR) drinking water standard during October 2016. It is important that you read this citation carefully and complete all directives by the dates specified. Public notification is required.

Because Federal Revised Total Coliform Rule (rTCR) – Level 1 and Level 2 Assessments were triggered by more than one positive coliform test result in July and August 2016, respectively, a Level 2 Assessment is again required for the October 2016 positive total coliform detection. Division of Drinking water staff will be making another site visit to complete this Assessment. It is important that you review this Assessment, and take special note to complete the identified deficiencies before routine coliform samples are collected in November 2016. A responsible party for your water system must sign, thereby acknowledging, this Assessment. A signed copy must be returned to the Division within 30 days of receipt of the completed Assessment.

Note that Section 116577 of the California Safe Drinking Water Act provides for the Division to be reimbursed by the Water System for costs incurred for preparing and issuing a citation. In accordance with Section 116577, the Water System will be billed for the preparation and issuance of this citation.

If you have any questions regarding this matter, please call Paul Rowe at (530) 224-4866 or me at (530) 224-4861.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Crenshaw".

Reese B. Crenshaw, P.E.  
Valley District Engineer  
Drinking Water Field Operations Branch

Enclosure

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FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

384 Knollcrest Drive, Suite 101, Redding, CA 96002 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

1 **Citation No. 21-16C-025**

2  
3 **STATE OF CALIFORNIA**  
4 **WATER RESOURCES CONTROL BOARD**  
5 **DIVISION OF DRINKING WATER**  
6

7 **Public Water System:** Olivarez Honey Bees

8 **Water System No.:** 1105005

9  
10 **To:** Olivarez Honey Bees  
11 Attn: Ryan Olivarez, Owner  
12 6398 County Rd. 20  
13 Orland, CA 95963  
14

15 **Issued:** November 8, 2016  
16 VIA CERTIFIED MAIL  
17  
18

19 **CITATION FOR NONCOMPLIANCE**  
20 **With Title 22 California Code of Regulations**  
21 **Section 64426.1(b)**  
22

23 Section 116650 of the California Health and Safety Code (CHSC) authorizes the  
24 issuance of a citation for failure to comply with a requirement of the California Safe  
25 Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with  
26 Section 116270), or any regulation, standard, permit, or order issued thereunder.  
27

1 The State Water Resources Control Board (hereinafter "State Board"), acting by and  
2 through its Division of Drinking Water (hereinafter "Division") and the Deputy Director  
3 for the Division, hereby issues a citation to Olivarez Honey Bees for failure to comply  
4 with Section 64426.1(b), Title 22, of the California Code of Regulations (CCR).

5  
6 **STATEMENT OF FACTS**

7 The Olivarez Honey Bees, domestic water system (System) is classified as a  
8 nontransient noncommunity water system serving approximately 80 persons per  
9 day. In accordance with Section 64423 of Title 22, the System is required to collect  
10 one routine bacteriological sample per quarter, unless there was a positive  
11 bacteriological sample the previous month, in which case, five routine bacteriological  
12 samples are required. On October 12, 2016, the System collected five routine  
13 samples from the distribution system, and three of the five samples contained total  
14 coliform bacteria. No sample discussed herein was positive for E. coli.

15  
16 The Water System also exceeded the total coliform MCL in July 2016 and again in  
17 August 2016; thus triggering a Federal Revised Total Coliform Rule (rTCR) Level 1  
18 Assessment and a Level 2 Assessment, respectively. As a result, the Water System  
19 was issued Citation No. 21-16C-018 on July 28, 2016 and Citation No. 21-16C-021  
20 on August 29, 2016. No sample discussed herein was positive for E. coli.

21  
22 As a result of the October 2016 total coliform results, the Division will perform  
23 another on-site rTCR Level 2 Assessment within 30 days to determine the source of  
24 the positive detections.

**DETERMINATIONS**

The Division has determined that the Water System violated Section 64426.1(b)(2), Title 22, of the CCR, in that the Water System exceeded the total coliform MCL during the month of October 2016. The Water System also triggered a Level 2 Assessment for October 2016 per the rTCR, codified in 40 CFR 141.859.

**DIRECTIVES**

The System is hereby directed to take the following actions:

1. Comply with Section 64426.1, Title 22, of the CCR in all future monitoring periods.
2. **Within 30 days** of the issuance of this Citation, provide public notification in accordance with **Attachment 'B'**, to all persons served by the System of the MCL violation as required by Section 64463.4 and Section 64465, Title 22, of the CCR. Notification shall be completed in accordance with the following:
  - (A) Provide the notice by posting in conspicuous locations throughout the area served by the water system.
3. Changes and/or modifications to Attachment A shall be not be made unless approved by the Division.
4. Complete and return **Attachment 'C'** "Certification of Completion of Public Notification" form **within 10 days** of giving public notice. A copy of the notice used to provide public notification shall be attached to the form.

- 1       5. Before the **November 2016** routine bacteriological samples are taken, the  
2       Water System must install a chlorination system in order to provide continual  
3       disinfection of the source water. **The minimum free chlorine residual in the**  
4       **distribution system shall be 0.5 mg/L.**  
5
- 6       6. Following the completion of the rTCR Level 2 Assessment performed by the  
7       Division, the Water System must address all corrective action specified by the  
8       Division and sign and return the Assessment **within 30 days** of receipt. **All**  
9       **completed corrective action must be verified to the Division via fax,**  
10      **email, mail, or phone**  
11
- 12      7. Collect and report five (5) routine bacteriological samples in the distribution  
13      system in the month of **November 2016.**  
14

15   All documents required by this Citation to be submitted to the Division shall be  
16   submitted to the following address:

17           Reese B. Crenshaw, P. E.  
18           Valley District Engineer  
19           Drinking Water Field Operations  
20           Division of Drinking Water  
21           State Water Resources Control Board  
22           364 Knollcrest Drive, Suite 101  
23           Redding, CA 96002  
24           (530) 224-4800  
25

26  
27   Nothing in this Citation relieves the System of its obligation to meet the requirements  
28   of Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe  
29   Drinking Water Act), or any regulation, permit, standard or order issued or adopted  
30   thereunder.

1 The Division reserves the right to make such modifications to this Citation, as it may  
2 deem necessary to protect public health and safety. Such modifications may be  
3 issued as amendments to this Citation and shall be effective upon issuance.  
4

#### 5 **FURTHER ENFORCEMENT ACTION**

6 The California SDWA authorizes the State Board to: issue citation with assessment  
7 of administrative penalties to a public water system for violation or continued  
8 violation of the requirements of the California SDWA or any permit, regulation,  
9 permit or order issued or adopted thereunder including, but not limited to, failure to  
10 correct a violation identified in a citation or compliance order. The California SDWA  
11 also authorizes the State Board to take action to suspend or revoke a permit that  
12 has been issued to a public water system if the system has violated applicable law  
13 or regulations or has failed to comply with an order of the State Board; and to  
14 petition the superior court to take various enforcement measures against a public  
15 water system that has failed to comply with violates an order of the State Board. The  
16 State Board does not waive any further enforcement action by issuance of this  
17 citation.  
18

#### 19 **PARTIES BOUND**

20 This Citation shall apply to and be binding upon the System, its officers, directors,  
21 agents, employees, contractors, successors, and assignees.  
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#### 23 **SEVERABILITY**

24 The directives of this Citation are severable, and the Water System shall comply with  
25 each and every provision thereof notwithstanding the effectiveness of any other  
26 provision.  
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R. Crenshaw

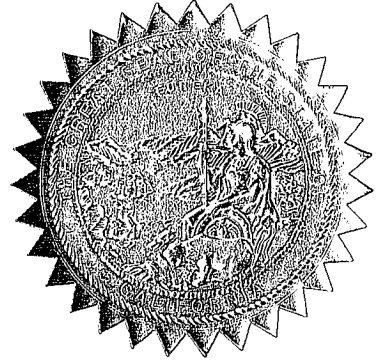
Reese B. Crenshaw, P.E., District Engineer  
Valley District  
Drinking Water Field Operations Branch

11/10/16

Date

Attachments:

- Appendix A - Applicable Authorities
- Appendix B - Public Notification Template
- Appendix C - Certification of Completion



**APPLICABLE AUTHORITIES**

Section 116650 of the CHSC states:

*(a) If the Department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.*

*(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.*

*(c) A citation may specify a date for elimination or correction of the condition constituting the violation.*

*(d) A citation may include the assessment of a penalty as specified in subdivision (e).*

*(e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation*



APPENDIX A

occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

Section 64426.1(b), Title 22, of the CCR states:

*(b) A public water system is in violation of the total coliform maximum contaminant level (MCL) when any of the following occurs:*

*(1) For a public water system which collects at least 40 samples per month, more than 5.0 percent of the samples collected during any month are total coliform-positive; or*

*(2) For a public water system which collects fewer than 40 samples per month, more than one sample collected during any month is total coliform-positive; or*

*(3) Any repeat sample is fecal coliform-positive or E. coli-positive; or*

*(4) Any repeat sample following a fecal coliform-positive or E. coli-positive routine sample is total coliform-positive.*

**IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

Este informe contiene información muy importante sobre su agua potable.

Tradúzcalo o hable con alguien que lo entienda bien.

**The Olivarez Honey Bees water system  
did not meet Bacteriological Drinking Water Standards  
in October of 2016**

Our water system violated the bacteriological drinking water standard for October of 2016. As our customers, you have a right to know what you should do, what happened, and what we are doing to correct this situation.

We routinely monitor for the presence of drinking water contaminants. We took five (5) samples to test for the presence of coliform bacteria during October of 2016. Three (3) of the five samples showed the presence of total coliform. The standard is that no more than one (1) sample per month may have total coliform.

**What should I do?**

- **You do not need to boil your water or take other corrective actions.** This is not an emergency; if it had been, you would have been notified immediately.
- Usually, coliforms are a sign that there could be a problem with the treatment or distribution system (pipes). Whenever we test for total coliform bacteria in any sample, we also test to see if other bacteria of greater concern, such as fecal coliform or *E. coli*, are present. **We did not find E. Coli bacteria in our testing.**
- People with severely compromised immune systems, infants, and some elderly may be at increased risk. These people should seek advice about drinking water from their health care providers. General guidelines on ways to lessen the risk of infection by microbes are available from U.S. EPA's Safe Drinking Water Hotline at 1(800) 426-4791.
- If you have other health issues concerning the consumption of this water, you may wish to consult your doctor.

**What happened? What is being done?**

In October of 2016, three out of five water samples tested positive for total coliform organisms. We are currently making repairs to the water system and will recollect 5 water samples for analysis before December 1, 2015.

For more information, please contact Ryan Olivarez @ 530-865-0298

State Water System ID#: 1105005

## CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

This form, when completed and returned to the Division of Drinking Water (364 Knollcrest Drive, Suite 101, Redding, CA 96002 or fax to 530-224-4844), serves as certification that public notification to water users was completed as required by the California Water Quality and Monitoring Regulations. Completing public notification and providing the Division with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

**Public Water System Name** Olivarez Honey Bees

**Public Water System No.** 1105005

Public notification for the October 2016 bacteriological failure was performed by the following method:

       Posting in conspicuous locations throughout the area served by the water system.  
Please indicate the locations and date(s) the notice was posted:

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I hereby certify that the above information is factual.

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date